IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

WYETH,)
Plaintiff,)
V) C. A. No. 06-222 (JJF)
v. IMPAX LABORATORIES, INC.,) REDACTED - PUBLIC VERSION
Defendant.)

VOLUME I OF IV (EXHIBITS 1-3) TO THE CONSOLIDATED DECLARATION OF KAREN JACOBS LOUDEN IN SUPPORT OF WYETH'S COUNTERSTATEMENTS IN OPPOSITION TO IMPAX'S MOTIONS FOR SUMMARY JUDGMENT

MORRIS, NICHOLS, ARSHT & TUNNELL LLP Jack B. Blumenfeld (#1014) Karen Jacobs Louden (#2881) 1201 N. Market Street P.O. Box 1347 Wilmington, DE 19899-1347 (302) 658-9200 Attorneys for Plaintiff Wyeth

OF COUNSEL:

Basil J. Lewris
Linda A. Wadler
Barbara R. Rudolph
Alan A. Wright
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.
901 New York Avenue, N.W.
Washington, D.C. 20001
(202) 408-4000

Original Filing Date: December 28, 2007

Redacted Filing Date: January 8, 2008

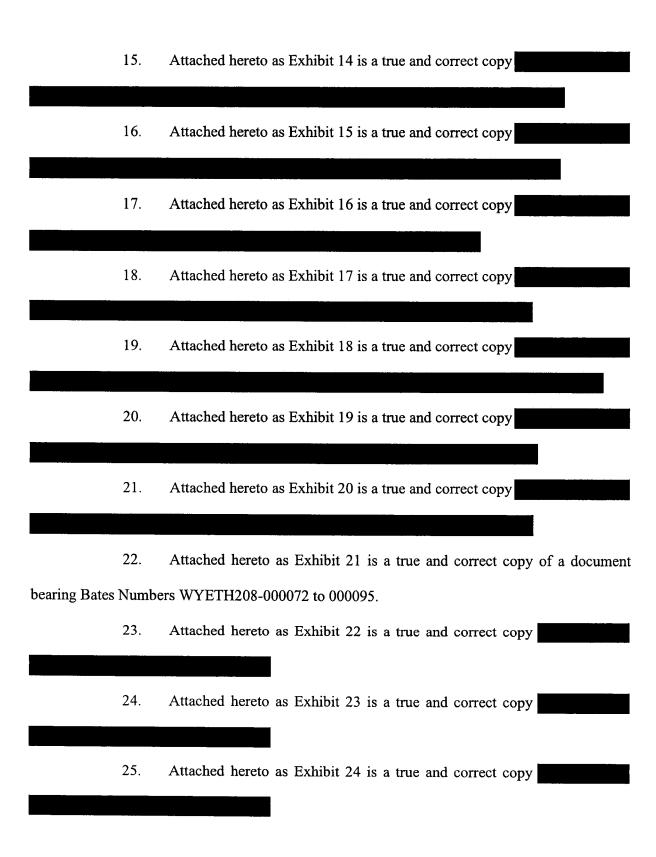
	IN THE UNITED STA FOR THE DISTR		
WYETH, v. IMPAX LABORATO	Plaintiff, DRIES, INC., Defendant.)	C. A. No. 06-222 (JJF) REDACTED - PUBLIC VERSION
IN OPPOSIT	SUPPORT OF WYETH	I'S COUI DTIONS I	FOR SUMMARY JUDGMENT
1.	•	e law firm	n of Morris, Nichols, Arsht & Tunnell,
2.	Attached hereto as Exhi		
3.	Attached hereto as Exhi	ihit 2 is a	true and correct conv
J.	Attached hereto as EAII	ion 2 is a	due and correct copy

Attached hereto as Exhibit 3 is a true and correct copy

4.

Attached hereto as Exhibit 13 is a true and correct copy

14.

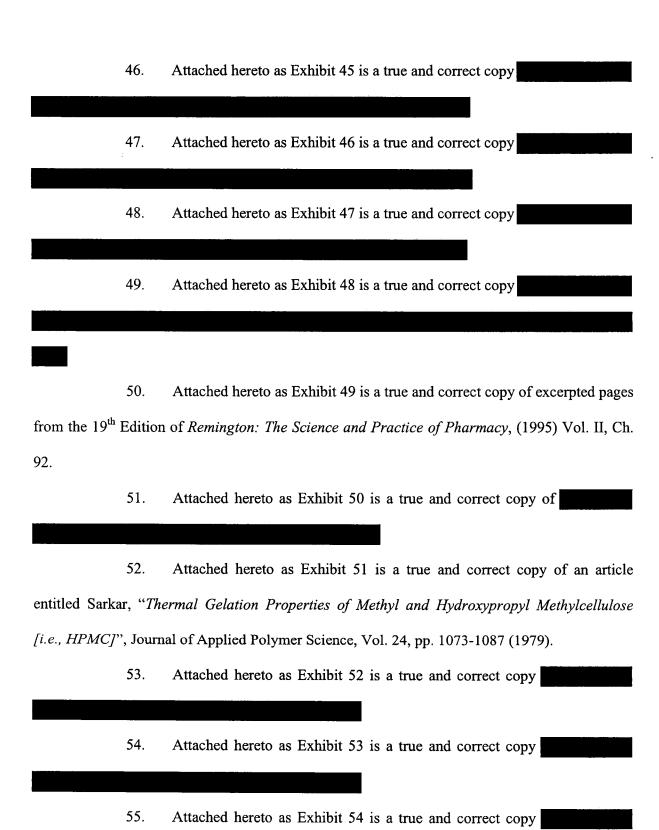


- 26. Attached hereto as Exhibit 25 is a true and correct copy 27. Attached hereto as Exhibit 26 is a true and correct copy 28. Attached hereto as Exhibit 27 is a true and correct copy
 - Attached hereto as Exhibit 28 is a true and correct copy 29.
- 30. Attached hereto as Exhibit 29 is a true and correct copy
- 31. Attached hereto as Exhibit 30 is a true and correct copy
- Attached hereto as Exhibit 31 is a true and correct copy 32.
- Attached hereto as Exhibit 32 is a true and correct copy 33.
- 34. Attached hereto as Exhibit 33 is a true and correct copy
- Attached hereto as Exhibit 34 is a true and correct copy 35.
- Attached hereto as Exhibit 35 is a true and correct copy 36.

- 37. Attached hereto as Exhibit 36 is a true and correct copy

 38. Attached hereto as Exhibit 37 is a true and correct copy

 39. Attached hereto as Exhibit 38 is a true and correct copy
- 40. Attached hereto as Exhibit 39 is a true and correct copy of the Assignment Transferring Rights to U.S. Patent No. 5,506,270 from Upton, Derivan, and Rudolph to American Home Products Corporation.
- 41. Attached hereto as Exhibit 40 is a true and correct copy of an article entitled J. Russell, Relatively Low Doses of Cisapride in the Treatment of Nausea in Patients Treated with Venlafaxine for Treatment-Refactory Depression, J. Clin. Psychopharmacology, Vol. 16, No. 1, pp. 35-37 (1996).
- 42. Attached hereto as Exhibit 41 is a true and correct copy of
- 43. Attached hereto as Exhibit 42 is a true and correct copy of the Assignment Transferring Rights for the Patents-in-Suit from S. White to American Home Products Corporation.
 - 44. Attached hereto as Exhibit 43 is a true and correct copy
 - 45. Attached hereto as Exhibit 44 is a true and correct copy



- 56. Attached hereto as Exhibit 55 is a true and correct copy
- 57. Attached hereto as Exhibit 56 is a true and correct copy of excerpted pages from the Handbook of Pharmaceutical Excipients: Microcrystalline Cellulose, edited by R. C. Rowe et al., pp. 108-111 (4th ed. 2003).
- 58. Attached hereto as Exhibit 57 is a true and correct copy of excerpted pages from the Handbook of Pharmaceutical Excipients: Sugar Spheres, edited by R.C. Rowe et al., pp.630-631 (4th ed. 2003).
- 59. Attached hereto as Exhibit 58 is a true and correct copy of excerpted pages from the Handbook of Pharmaceutical Excipients: Povidone, edited by R.C. Rowe et al., pp.508-513 (4th ed. 2003).
 - Attached hereto as Exhibit 59 is a true and correct copy 60.
 - 61. Attached hereto as Exhibit 60 is a true and correct copy
- 62. Attached hereto as Exhibit 61 is a true and correct copy of U.S. Patent No. 5,885,616, issued on March 23, 1999.
 - 63. Attached hereto as Exhibit 62 is a true and correct copy
- 64. Attached hereto as Exhibit 63 is a true and correct copy of excerpted pages from the file wrapper for Patent Application No. 08/821,137.
- 65. Attached hereto as Exhibit 64 is a true and correct copy of excerpted pages from the file wrapper for Patent Application No. 08/964,328.

- 66. Attached hereto as Exhibit 65 is a true and correct copy of excerpted pages from the file wrapper for Patent Application No. 09/488,629.
- 67. Attached hereto as Exhibit 66 is a true and correct copy of excerpted pages from the file wrapper for Patent Application No. 09/884,412.
- 68. Attached hereto as Exhibit 67 is a true and correct copy of excerpted pages from the file wrapper for Patent Application No. 09/950,965.

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on this 28th day of December, 2007.

/s/ Karen Jacobs Louden (#2881)
Karen Jacobs Louden (#2881)

1347978

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on January 8, 2008, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing(s) to the following:

> Mary B. Matterer MORRIS JAMES LLP

I also certify that copies were caused to be served on January 8, 2008 upon the following in the manner indicated:

BY E-MAIL AND HAND

Mary B. Matterer MORRIS JAMES LLP 500 Delaware Avenue, Suite 1500 Wilmington, DE 19899

BY E-MAIL

Joseph C. Gratz Daralyn J. Durie KEKER & VAN NEST LLP 710 Sansome Street San Francisco, CA 94111-1704

/s/ Karen Jacobs Louden

Karen Jacobs Louden (#2881) klouden@mnat.com

EXHIBIT 1

REDACTED

EXHIBIT 2

REDACTED

EXHIBIT 3

REDACTED

,